

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

RAYMOND W. COBB and RAYMOND W. COBB, LLC	:	
	:	
Plaintiffs,	:	1:08-cv-00123-GMS
	:	
v.	:	
	:	JURY TRIAL DEMANDED
MCGIVNEY & KLUGER, P.C.	:	
	:	
Defendant.	:	

AFFIDAVIT OF SERVICE

STATE OF DELAWARE)
) SS.
NEW CASTLE COUNTY)

BE IT REMEMBERED that on this 18th day of April 2008, personally appeared before me, the Subscriber, a Notary Public for the State and County aforesaid, **JEFFREY M. WEINER, ESQUIRE**, who being by me duly sworn according to law, did depose and say:

1. He is counsel of record for the Plaintiffs herein;
2. His Affidavit is made on behalf of the Plaintiffs herein;
3. The Notice required by 10 Del.C. Section 3104 (Exhibit A) was mailed on April 11, 2008 and was mailed by Registered Mail (Exhibit B);
4. The envelope containing the requisite Notice was received by Defendant, as indicated on the envelope, as reflected upon and incorporated herein as Exhibit C;
5. The Notice required by 10 Del.C. Section 3104 was contained in the envelope at the time it was mailed;

6. The Receipt attached to this Amended Complaint as Exhibit B is the Receipt which was obtained at the time of mailing by the person mailing the envelope containing the Notice; and

7. The envelope and Notice were received by Defendant on April 14, 2008 and the Receipt thereof was received by Plaintiffs' counsel on April 16, 2008.



JEFFREY M. WEINER, ESQUIRE

SWORN TO AND SUBSCRIBED BEFORE ME the day and year aforesaid.



NOTARY PUBLIC

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

RAYMOND W. COBB and
RAYMOND W. COBB, LLC, a Delaware
Limited Liability Company,

Plaintiffs,

v.

MCGIVNEY & KLUGER, P.C., a
Foreign Professional Corporation,

Defendant.

:
:
: C.A. No. 1:08-CV-123
:
:
:
:
:
:
:
:

NOTICE

REGISTERED MAIL
RETURN RECEIPT REQUESTED

TO: MC GIVNEY & KLUGER, P.C.
Attention: William D. Sanders, Jr.
23 Vreeland Road, Suite 220
Florham Park, New Jersey 07932

You are hereby notified, pursuant to 10 Del.C. Section 3104 that service has been effectuated under the Delaware Personal Jurisdiction Over Non-Residents Act.

In accordance with this Statute, we are enclosing a copy of the Summons and Complaint as served on the Secretary of the State of Delaware.

You are further informed that service of the original of such process has been made upon the Secretary of State of the State of Delaware and that, under the provisions of this Section (10 Del.C. Section 3104), such service is as effectual for all intent and purposes as if it had been made upon you, as a non-resident, personally within the State.

Lastly, please note that, as set forth in the Summons, you have 20 days after service to answer, move or otherwise respond to the Complaint and that if you fail to do so, judgment by default may be directed and entered against you. You should consult with legal counsel of your choice forthwith.

/s/ JEFFREY M. WEINER, ESQUIRE #403
JEFFREY M. WEINER, ESQUIRE #403
1332 King Street
Wilmington, Delaware 19801
(302) 652-0505
Counsel for Plaintiffs

DATED: April 11, 2008

EFiled: Feb 27 2008 10:03
Transaction ID 13763199
Case No. 08C-02-368 TBA
SUMMON



IN THE SUPERIOR COURT OF THE STATE OF DELAWARE
IN AND FOR NEW CASTLE COUNTY

RAYMOND W. COBB and
RAYMOND W. COBB, LLC, a Delaware
Limited Liability Company,

Plaintiffs,

v.

MCGIVNEY & KLUGER, P.C., a
Foreign Professional Corporation,

Defendant.

C.A. No. 08C-02-

NON-ARBITRATION

JURY TRIAL OF 12 DEMANDED

RECEIVED
MAR 17 2008
9:12
Sharon Agnew, Prothonotary
Secretary of State

THE STATE OF DELAWARE,
TO THE SHERIFF OF KENT COUNTY
YOU ARE COMMANDED:

To summon the above named defendant so that, within 20 days after service hereof upon defendant, exclusive of the day of service, defendant shall serve upon Jeffrey M. Weiner, Plaintiff's attorney, whose address is 1332 King Street, Wilmington, Delaware 19801, an answer to the Complaint (and, if the Complaint contains a specific notation requiring the Defendant to answer any or all allegations of the Complaint by affidavit, an affidavit of defense).

To serve upon Defendant a copy hereof and of the Complaint.

Dated: 3/6/08

SHARON AGNEW
Prothonotary
Per Deputy



RECEIVED
MAR 12 2008 11:23

TO THE ABOVE NAMED DEFENDANT:

In case of your failure, within 20 days after service hereof upon you, exclusive of the day of service, to serve on Plaintiff's attorney named above an answer to the Complaint (and, if the Complaint contains a specific notation requiring the Defendant to answer any and all allegations of the Complaint by affidavit, an affidavit of defense), judgment by default will be rendered against you for the relief demanded in the Complaint.

SHARON AGNEW
Prothonotary
Per Deputy



Sheriff's Return

Served the within Summons and copy of the following complaint:

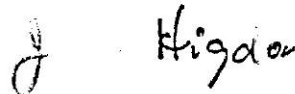
SUMMONS/COMPLAINT

this day, Monday, March 17, 2008, personally upon **HARRIET SMITH WINDSOR**, Secretary of State of the State of Delaware, by leaving with her a true and correct copy of the said Summons for the defendant:

MCGIVNEY & KLUGER

and a copy of the Complaint for the said defendant, together with the sum of \$ 2.00 Dollars, as prescribed by Section 3104 of Title 10 of the Delaware Code of 1978.

So Answers,



Jim Higdon
Sheriff of Kent County

"Official Business, Penalty For Private Use \$300"

SUPERIOR COURT
OFFICE OF THE PROTHONOTARY
500 N. King Street, Suite 500
Wilmington, DE 19801-3746
020310

Jeffrey W. Jones, Esq.
08C-02-368
08C-02-264

Rec
4/17/10



IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

IN AND FOR NEW CASTLE COUNTY

RAYMOND W. COBB and
RAYMOND W. COBB, LLC, a Delaware :
Limited Liability Company, :

Plaintiffs, :

v. :

MCGIVNEY & KLUGER, P.C., a
Foreign Professional Corporation, :

Defendant. :

C.A. No. 08C-02-

NON-ARBITRATION

JURY TRIAL OF 12 DEMANDED

COMPLAINT

1. Plaintiff, Raymond W. Cobb is an individual who is a Member of the Bar of the State of Delaware and is a resident of the State of Delaware.
2. Plaintiff, Raymond W. Cobb, LLC is a Limited Liability Company of the State of Delaware and at all time material hereto did business in the State of Delaware.
3. Defendant, McGivney & Kluger, P.C. (hereinafter "M&K"), upon information and belief, at all times material hereto, is a foreign professional corporation formed under the laws of the State of New Jersey, which did business in the State of Delaware but failed to qualify to do so. Service of process may be made upon Defendant M&K by serving the Secretary of the State of Delaware pursuant to 10 *Del.C.* §3104.
4. Beginning on or about January 1, 2007 and continuing thereafter, Defendant employed Plaintiff Raymond W. Cobb as an attorney on behalf of itself and its clients and Defendant agreed to pay Plaintiff at the rate of \$125.00 per hour.

5. Plaintiff Raymond W. Cobb performed legal services on behalf of Defendant and its clients. Plaintiff submitted timesheets and/or bills for the time spent working on matters for Defendant and has made repeated demands for the agreed upon compensation. To date, Defendant has made no payments to either Plaintiff.

COUNT I

6. Plaintiff incorporates by reference the allegations contained in Paragraphs 1 through 5 of the Complaint as if set forth at length therein.

7. Plaintiff Raymond W. Cobb was employed as an attorney by Defendant on behalf of itself and its clients. Plaintiff and Defendant agreed that Plaintiff would be paid at the rate of \$125.00 per hour. Plaintiff has submitted billing statements and/or time sheets for the time Plaintiff worked which total \$165,025.00.

8. Despite repeated written and oral requests for payment beginning in May, 2007, no wages have been paid Plaintiff. More than 30 days has passed for all demands for payment.

9. Pursuant to 19 *Del. C.* §1101 *et seq.* Plaintiff brings this action for aforementioned wages and the penalties, interest and attorney's fees as provided by the statute.

WHEREFORE, Plaintiff demands judgment in his favor in the amount of \$330,050.00 (wages \$165,025.00 and penalties of \$165,025.00) together with pre- and post-judgment interest at the maximum rate allowed pursuant to 6 *Del.C.* §2301, costs of this suit, and attorney's fees.

COUNT II

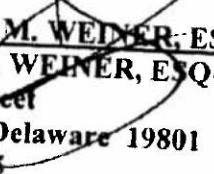
10. Plaintiffs incorporate by reference the allegations contained in Paragraphs 1 through 5 of the Complaint as if set forth at length therein.

11. Plaintiffs and defendant entered into a contract for Plaintiffs to perform legal services for it at the rate of \$125.00 per hour. Plaintiffs performed the requested legal services for Defendant and has submitted invoices for fees and cost totaling \$167,789.62.

12. Defendant, without any justification, and despite demand, has failed to pay any of the invoices submitted and therefore has breached its contract with Plaintiffs.

13. As a further consequence of Defendant's refusal and/or failure to honor its contractual obligations, Plaintiffs have sustained consequential damages in an amount to be determined.

WHEREFORE, Plaintiffs demand judgment in their favor in the amount of \$167,789.62 together with pre- and post-judgment interest at the maximum rate allowed pursuant to 6 *Del.C.* §2301, consequential damages and costs of this suit.


/s/ JEFFREY M. WEDNER, ESQUIRE #403
JEFFREY M. WEDNER, ESQUIRE #403
1332 King Street
Wilmington, Delaware 19801
(302) 652-0505
Counsel for Plaintiffs

DATED: February 26, 2008



IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

IN AND FOR NEW CASTLE COUNTY

RAYMOND W. COBB and
RAYMOND W. COBB, LLC, a Delaware
Limited Liability Company,

Plaintiffs,

v.

MCGIVNEY & KLUGER, P.C., a
Foreign Professional Corporation,

Defendant.

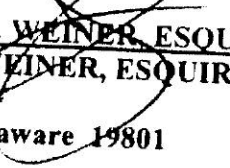
C.A. No. 08C-02-

NON-ARBITRATION

JURY TRIAL OF 12 DEMANDED

CERTIFICATE OF VALUE

I, JEFFREY M. WEINER, attorney for Plaintiffs Raymond W. Cobb and Raymond W. Cobb, LLC, hereby certify in good faith at this time in my opinion that the sum of damages pled in the Counterclaim is in excess of \$100,000.00 exclusive of costs and interests.


/s/ JEFFREY M. WEINER, ESQUIRE #403
JEFFREY M. WEINER, ESQUIRE #403
1332 King Street
Wilmington, Delaware 19801
(302) 652-0505
Counsel for Plaintiffs

DATED: February 26, 2008

SUPERIOR COURT CIVIL CASE INFORMATION STATEMENT (CIS)

COUNTY: N K S

Civil Case Code CDBT

CIVIL ACTION NUMBER: C8C-02-9 22-02-183 13

Civil Case Type Debt/Breach of Contract

(SEE REVERSE SIDE FOR CODE AND FEE)



Caption:

RAYMOND W. COBB and RAYMOND W.

COBB, LLC,

Plaintiffs,

v.

MC GIVNEY & KLUGER, P.C.,

Defendant.

Name and Status of Party filing document:

Raymond W. Cobb, et al., Plaintiffs

Document Type:(E.G.; COMPLAINT; ANSWER WITH COUNTERCLAIM)

Complaint

Non-Arbitration XX

(CERTIFICATE OF VALUE MAY BE REQUIRED)

Arbitration ___ Mediation ___ Neutral Assessment ___

DEFENDANT (CIRCLE ONE) ACCEPT REJECT

JURY DEMAND YES XX NO

TRACK ASSIGNMENT REQUESTED (CIRCLE ONE)

EXPEDITED STANDARD COMPLEX

ATTORNEY NAME(S):

Jeffrey M. Weiner, Esquire

ATTORNEY ID(S):

#403

FIRM NAME:

Law Offices of Jeffrey M. Weiner, P.A.

ADDRESS:

1332 King Street

Wilmington, Delaware 19801

TELEPHONE NUMBER:

(302) 652-0505

FAX NUMBER:

(302) 652-7824

E-MAIL ADDRESS:

LegalW@aol.com

IDENTIFY ANY RELATED CASES NOW PENDING IN THE SUPERIOR COURT BY CAPTION AND CIVIL ACTION NUMBER INCLUDING JUDGE'S INITIALS

EXPLAIN THE RELATIONSHIP(S):

OTHER UNUSUAL ISSUES THAT AFFECT CASE MANAGEMENT:

(IF ADDITIONAL SPACE IS NEEDED, PLEASE ATTACH PAGE)

THE PROTHONOTARY WILL NOT PROCESS THE COMPLAINT, ANSWER, OR FIRST RESPONSIVE PLEADING IN THIS MATTER FOR SERVICE UNTIL THE CASE INFORMATION STATEMENT (CIS) IS FILED. THE FAILURE TO FILE THE CIS AND HAVE THE PLEADING PROCESSED FOR SERVICE MAY RESULT IN THE DISMISSAL OF THE COMPLAINT OR MAY RESULT IN THE ANSWER OR FIRST RESPONSIVE PLEADING BEING STRICKEN.



IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

IN AND FOR NEW CASTLE COUNTY

RAYMOND W. COBB and
RAYMOND W. COBB, LLC, a Delaware :
Limited Liability Company, :

Plaintiffs, :

v. :

MCGIVNEY & KLUGER, P.C., a
Foreign Professional Corporation, :

Defendant. :

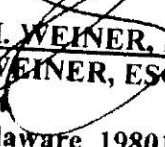
C.A. No. 08C-02-

NON-ARBITRATION

JURY TRIAL OF 12 DEMANDED

PRAECIPE

PLEASE ISSUE a Summons and serve a copy of the Complaint upon Defendant, McGivney & Kluger, P.C. by serving the Secretary of the State of Delaware pursuant to 10 Del.C. §3104.


/s/ JEFFREY M. WEINER, ESQUIRE #403
JEFFREY M. WEINER, ESQUIRE #403
1332 King Street
Wilmington, Delaware 19801
(302) 652-0505
Counsel for Plaintiffs

DATED: February 26, 2008



IN THE SUPERIOR COURT OF THE STATE OF DELAWARE
IN AND FOR NEW CASTLE COUNTY

SUMMON

RAYMOND W. COBB and
RAYMOND W. COBB, LLC, a Delaware
Limited Liability Company,

Plaintiffs,

v.

MCGIVNEY & KLUGER, P.C., a
Foreign Professional Corporation,

Defendant.

C.A. No. 08C-02-

NON-ARBITRATION

JURY TRIAL OF 12 DEMANDED

THE STATE OF DELAWARE,
TO THE SHERIFF OF KENT COUNTY
YOU ARE COMMANDED:

To summon the above named defendant so that, within 20 days after service hereof upon defendant, exclusive of the day of service, defendant shall serve upon Jeffrey M. Weiner, Plaintiff's attorney, whose address is 1332 King Street, Wilmington, Delaware 19801, an answer to the Complaint (and, if the Complaint contains a specific notation requiring the Defendant to answer any or all allegations of the Complaint by affidavit, an affidavit of defense).

To serve upon Defendant a copy hereof and of the Complaint.

Dated:

SHARON AGNEW
Prothonotary

Per Deputy

TO THE ABOVE NAMED DEFENDANT:

In case of your failure, within 20 days after service hereof upon you, exclusive of the day of service, to serve on Plaintiff's attorney named above an answer to the Complaint (and, if the Complaint contains a specific notation requiring the Defendant to answer any and all allegations of the Complaint by affidavit, an affidavit of defense), judgment by default will be rendered against you for the relief demanded in the Complaint.

SHARON AGNEW
Prothonotary

Per Deputy

From: LexisNexis File & Serve <efile@fileandserve.lexisnexis.com>
To: LegalW@aol.com
Subject: Case: 08C-02-368 TBA; Transaction: 18763199 New Case Accepted
Date: Thu, 28 Feb 2008 10:54 am

To: Jeffrey M Weiner
Subject: Notice of Accepted New Case

DE Superior Court-New Castle County has accepted a transaction in 08C-02-368 TBA. This case, 08C-02-368 TBA, is now available for subsequent transactions and you may now serve parties in this case via LexisNexis File & Serve.

The details for this transaction are listed below.

Court: DE Superior Court-New Castle County
Case Name: Cobb, Raymond W vs McGivney & Kluger PC
Case Number: 08C-02-368 TBA
Transaction ID: 18763199
Authorized Date/Time: Feb 27 2008 10:01AM EST
Authorizer: Jeffrey M Weiner
Authorizer's Organization: Weiner, Jeffrey M
Sending Parties:

Thank you for using LexisNexis File & Serve.

Questions? For prompt, courteous assistance please contact LexisNexis Customer Service by phone at 1-888-529-7587 (24/7).

d

From: LexisNexis File & Serve <efile@fileandserve.lexisnexis.com>
To: LegalW@aol.com
Subject: Case: ; Transaction: 18763199 Transaction Receipt
Date: Wed, 27 Feb 2008 10:02 am

To: Sharon L Sample
Subject: Transaction Receipt

This email is to confirm receipt of your documents. The transaction option you selected was "File Only". The details for this transaction are listed below.

Court: DE Superior Court-New Castle County
Case Name: Raymond W. Cobb v. McGivney & Kluger, P.C.
Case Number:
Transaction ID: 18763199
Document Title(s):
 Complaint (3 pages)
 Case Information Statement (1 page)
 Praecipe (1 page)
 Summons (1 page)
 Certificate of Value (1 page)
Authorized Date/Time: Feb 27 2008 10:01AM EST
Authorizer: Jeffrey M Weiner
Authorizer's Organization: Weiner, Jeffrey M
Sending Parties:
 Cobb, Raymond W.
 Raymond W. Cobb, LLC

Thank you for using LexisNexis File & Serve.

Questions? For prompt, courteous assistance please contact LexisNexis Customer Service by phone at 1-888-529-7587 (24/7).

EFiled: Feb 27 2008 10:01
Transaction ID 18763199
Case No. 08C-02-368 TBA
SUMMON



IN THE SUPERIOR COURT OF THE STATE OF DELAWARE
IN AND FOR NEW CASTLE COUNTY

RAYMOND W. COBB and
RAYMOND W. COBB, LLC, a Delaware
Limited Liability Company,

Plaintiffs,

v.

MCGIVNEY & KLUGER, P.C., a
Foreign Professional Corporation,

Defendant.

C.A. No. 08C-02-

NON-ARBITRATION

JURY TRIAL OF 12 DEMANDED

RECEIVED
FILED

MAR 17 2008

Sharon Agnew
Secretary of State

THE STATE OF DELAWARE,
TO THE SHERIFF OF KENT COUNTY
YOU ARE COMMANDED:

To summon the above named defendant so that, within 20 days after service hereof upon defendant, exclusive of the day of service, defendant shall serve upon Jeffrey M. Weiner, Plaintiff's attorney, whose address is 1332 King Street, Wilmington, Delaware 19801, an answer to the Complaint (and, if the Complaint contains a specific notation requiring the Defendant to answer any or all allegations of the Complaint by affidavit, an affidavit of defense).

To serve upon Defendant a copy hereof and of the Complaint.

Dated: 3/6/08

SHARON AGNEW
Prothonotary
Per Deputy



2008 MAR 12 AM 11:23

TO THE ABOVE NAMED DEFENDANT:

In case of your failure, within 20 days after service hereof upon you, exclusive of the day of service, to serve on Plaintiff's attorney named above an answer to the Complaint (and, if the Complaint contains a specific notation requiring the Defendant to answer any and all allegations of the Complaint by affidavit, an affidavit of defense), judgment by default will be rendered against you for the relief demanded in the Complaint.

SHARON AGNEW
Prothonotary
Per Deputy



Sheriff's Return

Served the within Summons and copy of the following complaint:

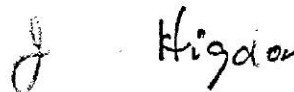
SUMMONS/COMPLAINT

this day, Monday, March 17, 2008, personally upon **HARRIET SMITH WINDSOR**, Secretary of State of the State of Delaware, by leaving with her a true and correct copy of the said Summons for the defendant:

MCGIVNEY & KLUGER

and a copy of the Complaint for the said defendant, together with the sum of \$ 2.00 Dollars, as prescribed by Section 3104 of Title 10 of the Delaware Code of 1978.

So Answers,



Jim Higdon
Sheriff of Kent County

SUPERIOR COURT
OFFICE OF THE PROTHONOTARY
500 N. King Street, Suite 500
Wilmington, DE 19801-3746
020310

"Official Business, Penalty For Private Use \$300"

Jeffrey Wiener, Esq.
08C-02-368
08C-02-264

Rec
4/27/08

EFiled: Feb 27 2008 10:01
Transaction ID 18763199
Case No. 08C-02-368 TBA



IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

IN AND FOR NEW CASTLE COUNTY

RAYMOND W. COBB and	:	
RAYMOND W. COBB, LLC, a Delaware	:	
Limited Liability Company,	:	C.A. No. 08C-02-
	:	
Plaintiffs,	:	NON-ARBITRATION
v.	:	
	:	JURY TRIAL OF 12 DEMANDED
MCGIVNEY & KLUGER, P.C., a	:	
Foreign Professional Corporation,	:	
	:	
Defendant.	:	

COMPLAINT

1. Plaintiff, Raymond W. Cobb is an individual who is a Member of the Bar of the State of Delaware and is a resident of the State of Delaware.
2. Plaintiff, Raymond W. Cobb, LLC is a Limited Liability Company of the State of Delaware and at all time material hereto did business in the State of Delaware.
3. Defendant, McGivney & Kluger, P.C. (hereinafter "M&K"), upon information and belief, at all times material hereto, is a foreign professional corporation formed under the laws of the State of New Jersey, which did business in the State of Delaware but failed to qualify to do so . Service of process may be made upon Defendant M&K by serving the Secretary of the State of Delaware pursuant to 10 *Del.C.* §3104.
4. Beginning on or about January 1, 2007 and continuing thereafter, Defendant employed Plaintiff Raymond W. Cobb as an attorney on behalf of itself and its clients and Defendant agreed to pay Plaintiff at the rate of \$125.00 per hour.

5. Plaintiff Raymond W. Cobb performed legal services on behalf of Defendant and its clients. Plaintiff submitted timesheets and/or bills for the time spent working on matters for Defendant and has made repeated demands for the agreed upon compensation. To date, Defendant has made no payments to either Plaintiff.

COUNT I

6. Plaintiff incorporates by reference the allegations contained in Paragraphs 1 through 5 of the Complaint as if set forth at length therein.

7. Plaintiff Raymond W. Cobb was employed as an attorney by Defendant on behalf of itself and its clients. Plaintiff and Defendant agreed that Plaintiff would be paid at the rate of \$125.00 per hour. Plaintiff has submitted billing statements and/or time sheets for the time Plaintiff worked which total \$165,025.00.

8. Despite repeated written and oral requests for payment beginning in May, 2007, no wages have been paid Plaintiff. More than 30 days has passed for all demands for payment.

9. Pursuant to 19 *Del. C.* §1101 *et seq.* Plaintiff brings this action for aforementioned wages and the penalties, interest and attorney's fees as provided by the statute.

WHEREFORE, Plaintiff demands judgment in his favor in the amount of \$330,050.00 (wages \$165,025.00 and penalties of \$165,025.00) together with pre- and post-judgment interest at the maximum rate allowed pursuant to 6 *Del.C.* §2301, costs of this suit, and attorney's fees.

COUNT II

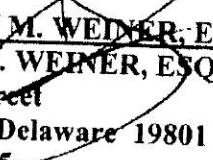
10. Plaintiffs incorporate by reference the allegations contained in Paragraphs 1 through 5 of the Complaint as if set forth at length therein.

11. Plaintiffs and defendant entered into a contract for Plaintiffs to perform legal services for it at the rate of \$125.00 per hour. Plaintiffs performed the requested legal services for Defendant and has submitted invoices for fees and cost totaling \$167,789.62.

12. Defendant, without any justification, and despite demand, has failed to pay any of the invoices submitted and therefore has breached its contract with Plaintiffs.

13. As a further consequence of Defendant's refusal and/or failure to honor its contractual obligations, Plaintiffs have sustained consequential damages in an amount to be determined.

WHEREFORE, Plaintiffs demand judgment in their favor in the amount of \$167,789.62 together with pre- and post-judgment interest at the maximum rate allowed pursuant to 6 *Del.C.* §2301, consequential damages and costs of this suit.


/s/ JEFFREY M. WEINER, ESQUIRE #403
JEFFREY M. WEINER, ESQUIRE #403
1332 King Street
Wilmington, Delaware 19801
(302) 652-0505
Counsel for Plaintiffs

DATED: February 26, 2008

EFiled: Feb 27 2008 10:04 AM EST
Transaction ID 18763199
Case No. 08C-02-368 TBA



IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

IN AND FOR NEW CASTLE COUNTY

**RAYMOND W. COBB and
RAYMOND W. COBB, LLC, a Delaware
Limited Liability Company,**

Plaintiffs,

v.

**MCGIVNEY & KLUGER, P.C., a
Foreign Professional Corporation,**

Defendant.

C.A. No. 08C-02-

NON-ARBITRATION

JURY TRIAL OF 12 DEMANDED

CERTIFICATE OF VALUE

**I, JEFFREY M. WEINER, attorney for Plaintiffs Raymond W. Cobb and
Raymond W. Cobb, LLC, hereby certify in good faith at this time in my opinion that the
sum of damages pled in the Counterclaim is in excess of \$100,000.00 exclusive of costs
and interests.**

**/s/ JEFFREY M. WEINER, ESQUIRE #403
JEFFREY M. WEINER, ESQUIRE #403
1332 King Street
Wilmington, Delaware 19801
(302) 652-0505
Counsel for Plaintiffs**

DATED: February 26, 2008

SUPERIOR COURT CIVIL CASE INFORMATION STATEMENT (CIS)

COUNTY: N K SCIVIL ACTION NUMBER: 08C-02-368 TBACivil Case Code CDBTCivil Case Type Debt/Breach of Contract

(SEE REVERSE SIDE FOR CODE AND TYPE)



Caption:

RAYMOND W. COBB and RAYMOND W.

COBB, LLC,

Plaintiffs,

v.

MC GIVNEY & KLUGER, P.C.,

Defendant.

Name and Status of Party filing document:

Raymond W. Cobb, et al., Plaintiffs

Document Type:(e.g.; COMPLAINT; ANSWER WITH COUNTERCLAIM)

Complaint

Non-Arbitration XX

(CERTIFICATE OF VALUE MAY BE REQUIRED)

Arbitration Mediation Neutral Assessment DEFENDANT (CIRCLE ONE) **ACCEPT REJECT**JURY DEMAND YES XX NO

TRACK ASSIGNMENT REQUESTED (CIRCLE ONE)

EXPEDITED **STANDARD** **COMPLEX**

ATTORNEY NAME(S):

Jeffrey M. Weiner, Esquire

ATTORNEY ID(S):

#403

FIRM NAME:

Law Offices of Jeffrey M. Weiner,

ADDRESS:

1332 King Street

Wilmington, Delaware 19801

TELEPHONE NUMBER:

(302) 652-0505

FAX NUMBER:

(302) 652-7824

E-MAIL ADDRESS:

LegalW@aol.com

IDENTIFY ANY RELATED CASES NOW PENDING IN THE SUPERIOR COURT BY CAPTION AND CIVIL ACTION NUMBER INCLUDING JUDGE'S INITIALS

EXPLAIN THE RELATIONSHIP(S):

P.A.

OTHER UNUSUAL ISSUES THAT AFFECT CASE MANAGEMENT:

(IF ADDITIONAL SPACE IS NEEDED, PLEASE ATTACH PAGE)

THE PROTHONOTARY WILL NOT PROCESS THE COMPLAINT, ANSWER, OR FIRST RESPONSIVE PLEADING IN THIS MATTER FOR SERVICE UNTIL THE CASE INFORMATION STATEMENT (CIS) IS FILED. THE FAILURE TO FILE THE CIS AND HAVE THE PLEADING PROCESSED FOR SERVICE MAY RESULT IN THE DISMISSAL OF THE COMPLAINT OR MAY RESULT IN THE ANSWER OR FIRST RESPONSIVE PLEADING BEING STRICKEN.

EFiled: Feb 27 2008 10:01
Transaction ID 18763199
Case No. 08C-02-368 TBA



IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

IN AND FOR NEW CASTLE COUNTY

RAYMOND W. COBB and
RAYMOND W. COBB, LLC, a Delaware
Limited Liability Company,

Plaintiffs,

v.

MCGIVNEY & KLUGER, P.C., a
Foreign Professional Corporation,

Defendant.


C.A. No. 08C-02-

NON-ARBITRATION

JURY TRIAL OF 12 DEMANDED

PRAECIPE

PLEASE ISSUE a Summons and serve a copy of the Complaint upon Defendant,
McGivney & Kluger, P.C. by serving the Secretary of the State of Delaware pursuant to
10 Del.C. §3104.


/s/ JEFFREY M. WEINER, ESQUIRE #403
JEFFREY M. WEINER, ESQUIRE #403
1332 King Street
Wilmington, Delaware 19801
(302) 652-0505
Counsel for Plaintiffs

DATED: February 26, 2008



Registered No. RR104 101 755 US		Date Stamp 
To Be Completed By Post Office	Reg. Fee 9.50	
	Handling Charge	Return Receipt 2.15
	Postage	Restricted Delivery
	Received by 	
	Customer Must Declare Full Value \$	<input type="checkbox"/> With Postal Insurance <input type="checkbox"/> Without Postal Insurance
OFFICIAL USE		
To Be Completed By Customer (Please Print) All Entries Must Be In Ballpoint or Typed	FROM	#5720-1
	Jeffrey M. Weiner, Esq. 1332 King Street Wilmington, DE 19801	
	TO	McGivney & Kluger, P.C. Attn: William P. Sanders Jr. 23 Vreeland Road Suite 220 Florham Park, NJ 07932
PS Form 3806, Receipt for Registered Mail Copy 1 - Customer May 2004 (7530-02-000-9051) (See Information on Reverse) For domestic delivery information, visit our website at www.usps.com		

EXHIBIT B

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		<p>A. Signature <input checked="" type="checkbox"/> <i>James</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to: <i>5720-1</i></p> <p><i>Mc Guirey & Kluge, P.C.</i> <i>Attn: William D. Sanders Jr.</i> <i>23 Ureeland Road,</i> <i>Suite 220</i> <i>Florkham Park, N5079324</i></p>		<p>B. Received by (Printed Name) <i>CHINO</i></p> <p>C. Date of Delivery <i>4/17/08</i></p>	
<p>2. Article Number (Transfer from service label) <i>RR 004 101 755 45</i></p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>3. Service Type</p> <p><input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input checked="" type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	

PS Form 3811, February 2004

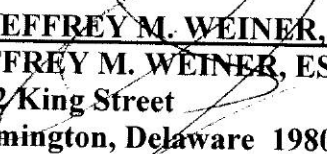
Domestic Return Receipt

102595-02-M-1540

CERTIFICATE OF SERVICE

I, Jeffrey M. Weiner, Esquire, hereby certify that copies of the **Affidavit of Service** were E-served this 18th day of April 2008, as follows:

MARY F. HIGGINS, ESQUIRE #4179
McGivney & Kluger, P.C.
1001 North Jefferson Street, Suite 208
Wilmington, Delaware 19801


/s/ JEFFREY M. WEINER, ESQUIRE #403
JEFFREY M. WEINER, ESQUIRE #403
1332 King Street
Wilmington, Delaware 19801
(302) 652-0505
Counsel for Plaintiffs/Counterclaim Defendants